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12 **UNITED STATES DISTRICT COURT**

13 **DISTRICT OF NEVADA, SOUTHERN DISTRICT**

14 BENJAMIN NORRIS, an individual,

15 Plaintiff,

16 v.

17 HOLLY WOLVERTON, an individual;
18 REIDHEAD FOREST MANAGEMENT, LLC,
19 a foreign limited liability company, DOE
20 DRIVER I-V; DOE EMPLOYEES I-V; DOE
21 OWNERS I-V; and ROE CORPORATIONS IV,
22 inclusive,

23 Defendants.

24 CASE NO.: 2:21-cv-01614-RFB-NJK

25 **ORDER TO EXTEND DISCOVERY – FIRST REQUEST**

26 Pursuant to FRCP 26 and Local Rule 26-1, Plaintiff BENJAMIN NORRIS, and Defendants
27 HOLLY WOLVERTON and REIDHEAD FOREST MANAGEMENT, LLC, through their undersigned
28 counsel, hereby stipulate and agree as follows:

1. Trial in this matter has not been set.

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3. *///*

4. *///*

1 2. The Court entered its Order Granting Local Rule 26-1 Joint Discovery Plan and Mandatory
2 Disclosures on October 8, 2021, that contained the following discovery deadline dates for all parties as
3 follows:

Motions to amend pleadings or add parties	November 30, 2021
Initial expert disclosures	December 30, 2021
Rebuttal expert disclosures	January 31, 2022
Discovery cut-off	February 28, 2022
First date to file dispositive motions	March 30, 2022
Pretrial Order	April 29, 2022

11 3. To date the following discovery has been completed:

12 10/06/2021 The parties conducted the FRCP 26(f) conference.
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14 10/19/2021 Defendants served their FRCP 26 Initial Disclosure of Witnesses and Documents.
15 10/27/2021 Defendant Holly Wolverton served its First Set of Interrogatories to Plaintiff
16 10/27/2021 Defendant Holly Wolverton served its First Set of Requests for Admission to Plaintiff
17 10/27/2021 Defendants' First Set of Request for Production to Plaintiff
18
19 11/01/2021 Plaintiff served his FRCP 26 Initial Disclosure of Witnesses and Documents
20 11/22/2021 Plaintiff served his FRCP 26 First Supplement of Witnesses and Documents

21 4. The following discovery needs to be completed:

- 22 a. Deposition of Plaintiff
- 23 b. Written Discovery propounded to Defendants from Plaintiff.
- 24 c. Deposition of Defendant Holly Wolverton
- 25 d. Deposition of Person with Knowledge of Defendant Reidhead Forest Management, LLC
- 26 e. Deposition of NHP Officer Loy Hixson, who investigated the accident.
- 27 f. Deposition of experts; and

1 g. Depositions of Mr. Norris' treating physicians

2 5. The reasons that discovery will not be completed by the February 28, 2022 deadline include:

3 a. The parties have always been interested in pursuing settlement discussions, but have been
4 unable to due to difficulty and delays in obtaining the bills and records from the Veterans
5 Affairs Administration in Colorado.

6 b. The parties have received billing records from the Veterans Affairs Administration, and
7 are desirous to engage in settlement discussions and, if necessary, additional discovery
8 prior to the expert disclosure deadline of December 30, 2021.

9 c. Counsel for Defendants will be taking medical leave during January 2022.

10 6. Based on the foregoing and in the interest of allowing the parties to attempt resolution
11 without the unnecessary expenditure of costs, the Parties hereby agree and stipulate that the foregoing
12 discovery dates will be continued for approximately 90 days. Thus, the new deadlines for all parties are as
13 follows:

Motions to amend pleadings or add parties	Passed
Initial expert disclosures	March 30, 2022
Rebuttal expert disclosures	May 2, 2022
Discovery cut-off	May 30, 2022
Final date to dispositive motions	June 27, 2022
Pretrial Order	July 27, 2022

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1 7. This request is made in good faith and not for the purpose of delay.

2 DATED this 9th day of December 2021.

3 **BIGHORN LAW**

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5 By: s/Joshua P. Berrett.
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13 Attorneys for Plaintiff

14 DATED this 9th day of December, 2021

15 **WOOD, SMITH HENNING &
16 BERMAN, LLP**

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26 Attorneys for Defendants Holly
27 Wolverton and Reidhead Forest
28 Management, LLC

13 **ORDER**

14 IT IS SO ORDERED.

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18 UNITED STATES MAGISTRATE JUDGE

19 Dated: December 10, 2021